

FILED

UNITED STATES COURT OF APPEALS

AUG 12 2011

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

BRICE YINGLING, DBA Alamo  
Autosports and ANDY SCOTT,

Plaintiffs - Appellees,

JOSEPH BALLA,

Objector - Appellant,

v.

EBAY, INC.,

Defendant - Appellee.

No. 11-16033

D.C. No. 5:09-cv-01733-JW  
Northern District of California,  
San Jose

ORDER

The parties stipulated motion to dismiss this appeal is granted. Fed. R. App. P. 42(b). The parties shall bear their own costs and fees on appeal.

This order served on the district court shall act as and for the mandate of this court.

FOR THE COURT:

By: Margaret A. Corrigan  
Circuit Mediator